

1900-053 Chancery Causes: Sallie Trent vs. Martha S. Sprinkle &c
Lee Co.

Zion

CA-Debt

T-Property

To the Hon. H. A. W. Skeen Judge of the
Circuit Court of Lee County, Virginia:

Your oratrix, Sallie Trent, humbly
complaining, sheweth unto the Court,
That heretofore, to wit; on the day of
1896, she sold unto Martha S. Sprinkle
^{situated in the said county of Lee 4 or 7 miles north of Knoxville}
the following described tract of land, for the
sum of two hundred dollars; being lot No. 8
of the land formerly owned by John Smyth Esq.
at the time of his death and bounded as follows
to wit; beginning at a stake corner to lot No. 4,
thence $52^{\circ} E. 30$ poles to a stake on Spangler's line
and with said line $N 22\frac{1}{2}^{\circ} W. 118$ poles to a fallen
Dogwood corner to Susan Youngs line, thence
 $S 80 W 34\frac{1}{2}$ poles to four small dogwoods marked as
pointers, thence with a line of lot No. 7. $S 24\frac{1}{2} E. 137$ poles
to the beginning containing 27 acres, more or less,
and the said Martha S. Sprinkle executed to your
oratrix her note or bond for the said \$200.00,
the purchase price of said land, with H. G. Sprinkle
and J. M. Zion sureties, and as a further security
for the payment of the said purchase price, your
oratrix retained within her self the legal title
to said land; that after executing said
note or bond for the said \$200.00, the said
Martha S. Sprinkle, took possession of said land
and cut and sold therefrom all the valuable
timber^{therein}, but she the said Martha S. Sprinkle
and the said H. G. Sprinkle and J. M. Zion
nor either of them have ever paid your oratrix
the said two hundred dollars, though the
same has been due and payable since the

day of 1896. But there is still
due your oratrix on said purchase price of said
land the sum of \$86 ⁷⁵ with the legal interest-
thereon from the 21 day of October 1899; That on the
day and year last-aforsaid your oratrix ^{obtained} ~~took~~
judgment on said note or bond for the said
sum of \$86 ⁷⁵ and interest-thereon from the said
day and year last-aforsaid, before W. T. Orr a justice
of the Peace of said county of Gen, against said
H. L. Sprinkle and J. M. Zion, and Martha S. Sprinkle,
but in writing said warrant and rendering said
judgment, the said Justice of the Peace wrote
the name of the said Martha S. Sprinkle, S. E.
Sprinkle, or Susan E. Sprinkle, on which
judgment-execution was issued and delivered
to John Smyth a constable of said county
to be levied on the property of the said Martha
S. or Susan E. Sprinkle, whom your orator avers
to be one and the same person, and ^{the said} H. L. Sprinkle
and J. M. Zion, But the said constable returned
said execution with the endorsement thereon
"None within execution not executed, no
property found. This Jan 13, 1900. John Smyth C. S. C." ["]
a copy of said judgment and execution is filed herewith marked "A" and prayed to be read as part
of your oratrix is advised that by reason of
her retaining the legal title to said land
and the failure of said ~~parties~~ Martha S. Sprinkle
and H. L. Sprinkle, and J. M. Zion to pay all
the said purchase price of said land, that
your oratrix has a first lien on said land
for the remainder of said purchase price then
to wit: for the sum of \$86 ⁷⁵, and that your
oratrix did not waive her said lien by

reason of said judgment and execution
and that she has the right to have said
land sold to pay her said debt as though no
judgment had ever been rendered for same.

In consideration whereof, and inasmuch as
your oratrix is remediless save in a court
of equity, she prays that the said Martha
& Sprinkle, J. M. Jinn and H. G. Sprinkle
be made defendants to this bill and required
to answer the same but not upon oath, that
being waived; that proper process issue,
that the said land or so much thereof as
will suffice to satisfy the lien of your oratrix
thereon, and costs of suit and sale, be sold and
the proceeds thereof be applied to the payment
of said costs and lien, and that all such other
further and general relief may be given as
is in the premises is just and right.

And your oratrix will ever pray etc,

Your oratrix will file deed as escrow if demanded

J. C. Noel p. q.

Sallie Trent

vs Bill in Chancery

Martha S. Spinkley et al

1900. 1st February Rules
Bill filed 1st Feb
& Decree nisi

" 2nd February Rules
Decree nisi Conf'd &
Cause set for hearing

The Commonwealth of Virginia,

To the Sheriff of the County of Lee, Greeting:

WE COMMAND YOU, That you summon *Martha S Sprinkle. H.L.*
Sprinkle and J M Lion

to appear at the Clerk's office of the Circuit Court of the County of Lee, at the rules to be held
for the said court, on the *1st* Monday in *February 1900*, to answer a
bill in chancery exhibited against *them* in our said court by *Sallie Trent*

And have then there this writ. Witness, A. B. MUNSEY, Clerk of our said Court, at the
court-house, the *17th* day of *January 1900*, and in the *124th* year of the
Commonwealth.

A B Munsey Clerk

Executed

Jan 26

Form No. 300½

Sallie Trent

U.S.

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SUBPOENA

IN CHANCERY

Martha S. Sprinkle ^{et al}

J. L. Noel

p. q.

To 1st February Rules.

1900 Circuit Court.

Executed ~~this~~ the 26th day of January 1900, as to Martha S. Sprinkle by delivery to her ~~an~~ attested copy of the within writ; and as to H. G. Sprinkle, by delivering to his wife an attested copy of said writ, and giving her information as to purport, she being a member of his family above the age of sixteen years found at his usual place of abode, and the said H. G. Sprinkle not being found at his said usual place of abode. And further executed on the 2nd day of Feb 1900, as to the said J. M. Zion, by leaving posted at the front door of his usual place of abode, ~~neither the said J. M.~~ an attested copy of the within writ, neither the said J. M. Zion, his wife or any other person who is a member of his family above the age of sixteen years, being found at said place of abode. This Feb 2, 1900. D. P. Ely D.S. for W. J. Milers